



ITW

Atty. Dkt. No. 061270-0889

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Patrick NOLAN

Title: BUCKLE ASSEMBLY

Appl. No.: 10/735,817

Filing Date: December 16, 2003

Examiner: James R. Brittain

Art Unit: 3677

LETTER

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Responsive to the Communication dated August 12, 2004, Applicant submits that the photographs at documents A4 and A5 of the Information Disclosure Statement filed May 5, 2004, came to the attention of applicant's assignee earlier than the effective filing date of the present application. Please see attached Information Disclosure Statement, second paragraph, under heading "Relevance of Each Document". Accordingly, Applicant submits that the Information Disclosure Statement filed on May 5, 2004 fully complies with the requirements of 37 C.F.R. §1.98.

Respectfully submitted,

Date September 13, 2004

By Mary Michelle Kile

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5428
Facsimile: (202) 672-5399

Mary Michelle Kile
Attorney for Applicant
Registration No. 35,217



Atty. Dkt. No. 061270-0889

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Patrick NOLAN
Title: BUCKLE ASSEMBLY
Appl. No.: 10/735,817
Filing Date: December 16, 2003
Examiner: Unassigned
Art Unit: 3677

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document, except as noted below, is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.



TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

Applicant respectfully requests that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

Also, enclosed at documents A4-A5 are photographs of two different five point buckles. These buckles came to the attention of applicant's assignee at a date presently undetermined, but believed to be not later than the effective filing date of the present application. Applicant is willing to discuss the photographs with the examiner, should the examiner so desire.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date May 5, 2004

By Mary Michelle Kile

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5428
Facsimile: (202) 672-5399

Mary Michelle Kile
Attorney for Applicant
Registration No. 35,217